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TELECOPY TRANSMITTAL SHEET

No. of Pages Transmitted: Cover + 16

Dated: April 21, 2004

To: Name: Examiner Gailene Gabel

Company or Firm: Group: 1641

CHRIS. CHING CPTO.GOV.

City/State/Country: Alexandria, Virginia. 22313-1450

Telecopier No.: 1-571-372-0820

From: H. D. Coleman

Attorney's Docket No.: N12-025/ 09/501.642

Message: Dear Examiner Gabel:

We recieved a copy of your advisory action in the mail today for the above-referenced patent application, which seemed to evidence that you had not fully received all of the papers we submitted with our last amendment/response. Note that the response included an RCE, but your advisory action to us failed to mention the RCE or related papers. Your papers refer to a request for reconsideration which was not filed. We spoke with Examiner Christopher Chin, who looked up the papers electronically and the electronic files clearly evidenced that half, perhaps more of those papers never reached the file or were scanned in. He advised us to fax you a copy of the complete papers we previously submitted as well as a copy of the cancelled postcard. Those are enclosed. Please review the enclosed and let us have your comments. It would appear that at least the advisory action should be withdrawn and a first action is appropriate here, but we'll obviously leave that up to you. Please let me know if you have any question. With cordial professional regards.

Very truly yours,

Henry D. Coleman

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is transmitted to the Patent and Trademark Office on the date shown below.


Henry D. Coleman

4-21-04

Date

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PLEASE ACKNOWLEDGE RECEIPT OF THIS COMMUNICATION

HDC N12-025

Application Serial No: 09/501,643

Filing Date: February 10, 2000

Date Mailed: February 23, 2004

The Stamp of the United States Patent Office acknowledges receipt, as of the date stamped, of the following documents:

- Request for Continued Examination (RCE) Transmittal (1pp)
- Request for Extension of Time (2pp)
- Amendment (11pp)
- Revocation of Power of Attorney and Appointment of Substitute Counsel (1pp)
- Check No. 2831 in the amount of Four-Hundred-and-Forty Dollars (\$440.00)



SKLAR, Larry, et al.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**Request
for
Continued Examination (RCE)
Transmittal**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/501,643
Filing Date	February 10, 2000
First Named Inventor	SKLAR, Larry, et al.
Art Unit	1641
Examiner Name	Gailene Gabriel
Attorney Docket Number	N12-025

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____

ii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☒ Other Request for Extension of Time

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)

b. ☐ Other _____

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 04-0838

i. ☐ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

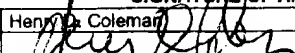
iii. ☒ Other Any additional fees

b. ☒ Check in the amount of \$ 440.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)


WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Henry D. Coleman	Registration No. (Attorney/Agent)	32,559
Signature		Date	February 20, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Joseph Weathered	Date	February 20, 2004
Signature			

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.